



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB5565

Introduced 1/31/2022, by Rep. Anne Stava-Murray

#### SYNOPSIS AS INTRODUCED:

15 ILCS 205/6.7 new

Amends the Attorney General Act. Creates within the Office of the Attorney General an Independent Investigative Unit for the purpose of investigating all alleged or potential police-involved deaths of civilians. Provides that the Independent Investigative Unit may also investigate any other crimes related to police misconduct that are discovered during an investigation, and may act with the full powers, rights, privileges, and duties of a State's Attorney. Requires the Independent Investigative Unit to transmit a report containing detailed investigative findings to the State's Attorney of the county that has jurisdiction to prosecute the matter. Requires law enforcement agencies to notify the Independent Investigative Unit of any alleged or potential police-involved death of a civilian as soon as the law enforcement agency becomes aware of the incident. Defines "law enforcement agency".

LRB102 22471 RJF 31611 b

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Attorney General Act is amended by adding  
5 Section 6.7 as follows:

6 (15 ILCS 205/6.7 new)

7 Sec. 6.7. Independent Investigative Unit for  
8 Police-involved Deaths.

9 (a) There is created within the Office of the Attorney  
10 General an Independent Investigative Unit for the purpose of  
11 investigating all alleged or potential police-involved deaths  
12 of civilians. The Independent Investigative Unit may also  
13 investigate any other crimes related to police misconduct that  
14 are discovered during an investigation under this Section, and  
15 may act with the full powers, rights, privileges, and duties  
16 of a State's Attorney, including the use of a grand jury in any  
17 county.

18 (b) Within 15 days after completing an investigation under  
19 this Section, the Independent Investigative Unit shall  
20 transmit a report containing detailed investigative findings  
21 to the State's Attorney of the county that has jurisdiction to  
22 prosecute the matter. Except as otherwise provided by law, the  
23 report shall remain confidential through adjudication of any

1 associated criminal case at the trial court level.

2 (c) To investigate and assist with the investigation of  
3 alleged criminal offenses committed by police officers, the  
4 Independent Investigative Unit may: (i) detail one or more  
5 police officers employed by the Illinois State Police; and  
6 (ii) employ other civilian personnel as needed.

7 (d) For purposes of investigations conducted under this  
8 Section, a law enforcement agency shall cooperate with the  
9 Independent Investigative Unit in connection with the  
10 investigation of a police-involved death of a civilian, and  
11 shall notify the Independent Investigative Unit of any alleged  
12 or potential police-involved death of a civilian as soon as  
13 the law enforcement agency becomes aware of the incident.

14 (e) For purposes of this Section, "law enforcement agency"  
15 means an agency of this State or unit of local government which  
16 is vested by law or ordinance with the duty to maintain public  
17 order and to enforce criminal laws or ordinances.